United States District Court

for the

Southern District of New York

JOSEF VOLMAN)))
Plaintiff(s) V.) Civil Action No.
TPK HOLDINGS LLC d/b/a 7TH STREET BURGER and EMGE 5, LLC)
Defendant(s))
SUMMONS IN	NA CIVIL ACTION

To: (Defendant's name and address) EMGE 5, LLC 331 WEST 11TH STREET NEW YORK, NY, 10014

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Gabriel A. Levy, Esq. GABRIEL A. LEVY, P.C. 1129 Northern Blvd. Suite 404 Manhasset, NY 11030 Email: Glevy@glpcfirm.com

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Date:	4/13/2022		/s/ P. Canales	
		and the same of th	Signature of Clerk or Denuty Clerk	



AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No.

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

	This summons for (nan	ne of individual and title, if any)					
was re	ceived by me on (date)	·					
	☐ I personally served	the summons on the individual	at (place)				
			on (date)	; or			
	☐ I left the summons	at the individual's residence or	usual place of abode with (name)				
	, a person of suitable age and discretion who resides						
	on (date), and mailed a copy to the individual's last known address; or						
	☐ I served the summo	ons on (name of individual)			, who is		
	designated by law to a	accept service of process on beh	talf of (name of organization)				
			on (date)	; or			
	☐ I returned the sumn	nons unexecuted because			; or		
	☐ Other (specify):						
	My fees are \$	for travel and \$	for services, for a total of \$				
	I declare under penalty of perjury that this information is true.						
Date:							
			Server's signature				
			Printed name and title				
			Server's address				

Additional information regarding attempted service, etc: